

LABOR SERVICES DIVISION[875]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 91C.6, the Labor Commissioner hereby gives Notice of Intended Action to amend Chapter 150, “Construction Contractor Registration,” Iowa Administrative Code.

Legislation enacted in 2013 set forth a July 1, 2017, deadline for the Iowa Division of Labor and the Iowa Department of Public Health to create a combined application process for businesses covered by Iowa Code chapters 91C and 105. The proposed amendments will facilitate the combined application process and remove obsolete language.

If requested in accordance with Iowa Code section 17A.4(1)“b” by the close of business on April 4, 2017, a public hearing will be held on April 5, 2017, at 9:00 a.m. at 150 Des Moines Street, Des Moines, Iowa. The public will be given the opportunity to make oral statements and submit documents. The facility for the oral presentations is accessible to and functional for persons with physical disabilities. Persons who have special requirements should telephone (515)725-5615 before the meeting to arrange access or other needed services.

Written data, views, or arguments to be considered in adoption shall be submitted by interested persons no later than April 5, 2017, to Division of Labor Services, 1000 East Grand Avenue, Des Moines, Iowa 50319-0209. Comments may be sent electronically to kathleen.uehling@iwd.iowa.gov.

No variance procedures are included in this rule. Variance procedures are set forth in 875—Chapter 1.

After analysis and review of this rule making, no impact on jobs will occur.

These amendments are intended to implement Iowa Code chapter 91C.

The following amendments are proposed.

ITEM 1. Amend rule 875—150.4(91C), introductory paragraph, as follows:

875—150.4(91C) Application. A contractor that is covered by the license requirements of Iowa Code chapter 105 shall apply for a contractor registration number by using the application system of the Iowa plumbing and mechanical systems board. ~~Each contractor~~ All other contractors shall file an application with the division ~~for a registration number~~ on forms provided by the division. The application shall contain the applicable information and documents specified in this rule.

ITEM 2. Amend subrule 150.4(7) as follows:

150.4(7) Account number. The employer account number ~~or special contractor number~~ issued by the unemployment insurance services division of the workforce development department ~~prior to making application for a contractor’s~~ before the contractor applies for a contractor registration number.

ITEM 3. Rescind subrule 150.4(9) and adopt the following **new** subrule in lieu thereof:

150.4(9) Fee or fee exemption. A contractor who is eligible to register without paying a fee shall submit a completed fee exemption form. All other contractors must submit the nonrefundable fee as set forth below.

a. The standard fee is \$50 per year.

b. Contractors who apply for a contractor registration number through the Iowa plumbing and mechanical systems board must pay a fee that is prorated in accordance with the length of the registration period.

ITEM 4. Rescind and reserve subrule **150.6(3)**.